

Subject: Licensing Unit Update **Status:** For Publication

Report to: Licensing Committee **Date:** 28th November 2006

Section Head: Head of Legal & Democratic Services **Report Author:** Susan Chadwick

Portfolio Holder: Leader of the Council

Key Decision: NO

1. PURPOSE OF REPORT

1.1 To advise members of appeals, hearings and other licensing issues arising from the previous meeting of the Licensing Committee.

1.2 To request that members note the report.

2. RECOMMENDATION

2.1 It is recommended that the Committee note the contents of the report.

3. BACKGROUND

Taxi Licensing Appeals

Upheld indicates that the decision of the Licensing Committee was upheld.
Dismissed indicates that the decision of the Licensing Committee was overturned.

Name	Court Decision	Costs
Sims, David	Dismissed	None
Sims, Karen	Dismissed	None

Taxi MOT Tests

Period = 4th October 2006 – 15th November 2006
(includes new, 6 monthlies and annual tests)

No. of Tests	Passes	Failures	% Failure
49	35	14	28.6%

Failure summary

Name	No. Failures
AK Taxis	3
Bacup Taxis	3
Owner Drivers	3
Red Baron	2
A1/Intime	1
Arrows Taxis	1
Skyways/Connections	1

DSA assessments

Figures in brackets indicate the total for the same period 2005.

Period	Monthly Totals		Cumulative Totals	
	Total Tests	Pass Rate	Total Tests	Pass Rate
July 2006	12	67% (30%)	12	67%
August 2006	11	36% (60%)	23	52%
September 2006	10	30% (38%)	33	45%
Period Totals	33	45% (43%)		

The national average for the period March 2006 to June 2006 is 49%.

Taxi Licensing News

New Operator Licences have been granted to Jerry's Taxis (Rawtenstall) and Airport Travel (Whitworth). Both firms operate vehicles which have been adapted for wheelchair use.

Licensing

Temporary Event Notices (TENs)

There has been an increase in the receipt of these notices. It appears that premises users are becoming increasingly familiar with the time scales required by these and as a result, the Licensing Unit has received several for events which are to be held in 2007.

Reviews of Premises Licences

The Chief Officer of Police has applied for a review of the premises known as Commercial Hotel situated in Haslingden. The review hearing will take place on 12th December 2006.

Licensing Act Determination Appeals

The appeal for the determination in respect of Rossendale Convenience Store will be heard at Reedley Magistrates Court on 14th December 2006. Rossendale Convenience Store applied for a premises licence on 4th April 2006

and having received representations, a determination hearing was held on 25th May 2006 where the determination panel refused the application in its entirety.

Test Purchasing

On 13th October 2006, 11 premises were test purchased and of these, two failed and received PND's (Penalty Notice for Disorder). The two premises were Ashworth Road Wines and Booze Buster, Bacup.

On 20th October 2006, 8 premises were test purchased and of these, two failed and received PND's (Penalty Notice for Disorder). The two premises were Co-Op, Bacup and Watts News, now known as Mace Express in Waterfoot.

On 27th October 2006, four premises were test purchased and all premises passed.

The above test purchasing exercises were undertaken by Lancashire Constabulary and Trading Standards.

Contact Officer	
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Background Papers	
Document	Place of Inspection